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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/965,345	09/26/2001	Ronald Quan	M-2096-4C US	9110
25226	7590	08/29/2005	EXAMINER	
MORRISON & FOERSTER LLP 755 PAGE MILL RD PALO ALTO, CA 94304-1018			LANIER, BENJAMIN E	
			ART UNIT	PAPER NUMBER
			2132	

DATE MAILED: 08/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.

09/965,345

Applicant(s)

QUAN, RONALD

Examiner

Benjamin E Lanier

Art Unit

2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 08 July 2005.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 105-118 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 105-118 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 September 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_
- ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Response to Amendment***

1. Applicant's amendment filed 08 July 2005 amends claims 105-116 and adds claims 117, 118. Applicant's amendment has been fully considered and is entered.

### ***Response to Arguments***

2. Applicant's arguments, filed 08 July 2005, with respect to the rejection(s) of claim(s) 105-116 have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Ryan, U.S. Patent No. 5,130,810 and Wonfor, U.S. Patent No. 5,583,936.

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 105, 106, 111, 112 are rejected under 35 U.S.C. 102(b) as being anticipated by Ryan, U.S. Patent No. 5,130,810. Referring to claims 105, 111, Ryan discloses a method of prohibiting video signal recording wherein a negative pulse is added to the video signal on all lines during the back porch interval (Col. 4, lines 26-29), which meets the limitation of adding a pulse having a selected negative amplitude to a selected position in a back porch region following a horizontal sync pulse wherein the copy protection of the video signal is enhanced by the added negative pulse.

Referring to claims 106, 112, Ryan discloses the negative pulse is added to the video signal on all lines (Col. 4, line 28), which meets the limitation of the negative pulse is added to selected active horizontal video lines.

5. Claims 105-118 are rejected under 35 U.S.C. 102(b) as being anticipated by Wonfor, U.S. Patent No. 5,583,936. Referring to claims 105, 111, Wonfor discloses a video copy protection system wherein negative amplitude pulses (Col. 5, lines 15-17) are added to a video signal (Col. 2, lines 8-20) after the horizontal sync pulse (Col. 5, lines 15-17), which meets the limitation of adding a pulse having a selected negative amplitude to a selected position in a back porch region following a horizontal sync pulse wherein the copy protection of the video signal is enhanced by the added negative pulse.

Referring to claims 106, 112, Wonfor discloses that the added pulse is added to certain horizontal video lines of the video signal (Col. 2, lines 11-18).

Referring to claims 107-110, 113-116, Wonfor discloses that added pulse has a negative amplitude of -20 IRE (Col. 5, lines 15-16), which meets the limitation of -10 to -20 IRE. The added pulse has a width of 1-2  $\mu$ s varying in position in a range of 1-2  $\mu$ s after the color burst (Col. 5, lines 17-18), which meets the limitation of the negative pulse has a width in the range of 1 to 2 microseconds, and is positioned in the range of 1 to 2 microseconds after a color burst signal.

Referring to claims 117, 118, Wonfor discloses that the added pulse is amplitude modulated (Col. 3, lines 22-32 & Col. 10, lines 46-52).

### ***Conclusion***

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6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Benjamin E. Lanier whose telephone number is 571-272-3805.

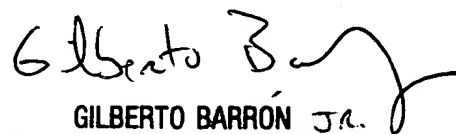
The examiner can normally be reached on M-Th 7:30am-5:00pm, F 7:30am-4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Benjamin E. Lanier



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